

# THE TRYAL

OF

Colonel *FRANCIS CHARTERIS*.

For a *RAPE* Committed on the Body  
Of *ANNE BOND*; Who was Tryed  
& found Guilty at *Justice-Hall* in  
the *Old Bailey*, on Fryday the 27th  
of February 1729 30.



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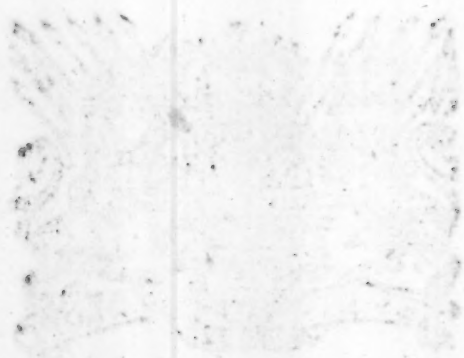
LONDON

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1608/2924.

For a FINE, Committed on the Body  
OF NATAL BOND; Who was tried  
at the Old Bailey on Friday the 27th  
of February 1793.



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# THE PROCEEDINGS

AT THE

Sessions of the Peace, and Oyer and Terminer for the City of *London*; and on the King's Commission of *Goal-Delivery* of *Newgate*, held at *Justice-Hall* in the *Old Bayley*, for the City of *London*, and County of *Middlesex*. On *Friday* the 27th of *February* last, in the Third Year of His Majesty's Reign.

**B**EFORE the Right Honourable Sir *Richard Brocas*, Knt. Lord Mayor of the City of *London*, the Honourable Mr. Justice *Price*, the Honourable Mr. Justice *Probyn*, and the Honourable Mr. Baron *Thomson*.

The Names of the Jury.

*Benjamin Forster.*

*John Wilton.*

*Simon Parsons.*

*John Barret.*

*Robert Matthews.*

*Thomas Wise.*

*Richard Wilder.*

*Nicholas Gardener.*

*William Carpenter.*

*Jonathan Halley.*

*John Wells.*

*Richard Powel.*

*Francis Charteris*, of *St. George, Hanover-Square*, Esq; was indicted, for that he, not having the Fear of God before his Eyes, but being moved by the Instigation of the Devil,  
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did on the 10th of November last, Ravish, & Carnally know *Anne Bond*, Spinster, against the will of the said *Anne Bond*, against the Peace of our Sovereign Lord the King, his Crown and Dignity, and against the Statute in that Case made and provided.

To this Indictment, the Prisoner pleaded not Guilty; and for his Tryal, put himself upon God and his Country.

*Anne Bond*, the Prosecutrix, deposed, That she being out of Service, and sitting at the Door of the House where she lodged a Woman who was a Stranger to her, came to her, and ask'd her, if she wanted a Place? and told her, she helped Servants to Places she accepted her offer, and on the 24th of *October*, she carryed her to live with one Colonel *Harvey*, (as she told her,) that the Colonel himself hired her; that she was treated very civilly for about three Days; that then he tempted her to lye with him, and offer'd her a Purse of Gold; that he made the like offer to her several times, & told her, that he would give her fine Clothes and Money, and a House to live in, and would also get her a Husband; she said, she refused all his offers, and told him, she would not give into any such thing; that she did not know his right name till the third Day, when a  
 Servant



Servant knocked at the Door, and call'd him by his right Name; that having heard of his Character, she would not have come to him if she had known his right Name, and that she was resolv'd to go away as soon as she was inform'd of it, but he order'd the Servants not to let her go; that the Street Door was kept lock'd, and that the Key was always delivered from one Servant to another, so as she could not get out; that she staid there from the 24<sup>th</sup> of *October*, till the 10<sup>th</sup> of *November*, which was the Day, she said, the Rape was committed.

The manner of which was, as she said, she was called up by the Clerk of the Kitchen, (whose Name is *Gordon*,) about Seven o'Clock that Morning to her Master, that her Master bid her stir the Fire, and that he went to the Door, and shut it, and threw her upon a Couch, and had carnal Knowledge of her Body by force. she said, she cry'd out, and the Servants were in the Hall, which is the next Room, and might have heard her, but did not come to her Assistance; that upon her Crying out he stopp'd her mouth with his Night-Cap she said, the Room was next the Street, a Ground-floor, and the Window-shutters open she said, after he had Ravish'd her, and she had got from him, she told him, she would

tell her Friends, and that she would prosecute  
 him; that then he threatned he would be the  
 Death of her, if she told it; but she persisted  
 she would, and soon after he whipped her with  
 a Horse-whip over her Back and Head, and  
 then he unlock'd the Door and the Clerk of  
 the Kitchen Mr. *Gordon*, came in and her  
 Master order'd him to take all her Things  
 from her, and her Money, for he said she had  
 Robb'd him of twenty Guineas. she said, she  
 went away that Day, and told a Friend of hers,  
 one Mrs. *Parsons*, of his ill usage of her, by  
 lying with her by force, and whipping her,  
 and keeping her Clothes, from her.

She being Cross examined, was asked, If  
 she was not acquainted with the Prisoner at  
*Cockeram* in *Lancashire*? she denied it.

She was ask'd, if when she came to live  
 with the Prisoner, she did not bring him a  
 Letter? She denied it.

She was ask'd if she had not lain in the  
 same Bed with the Prisoner? She said No.

She was ask'd, if she did not lie in the  
 Truckle-Bed in the same Bed-Chamber, and  
 just by the Bed of the Prisoner? She own'd  
 she lay there four Nights, that the fifth Night  
 he had another Maid Servant in Bed with  
 him, and he called to her to come to him  
 that

that he might lie in State (as he expressed it) but she said she refused it, and never lay in the Truckle-Bed after that.

She was ask'd How she came to lie in the Truckle-Bed in the same Room with him after his offers to lie with her? Which she said were so disagreeable to her, that she resolved to get away from the House if in her power; she said another Servant lay in the Bed with her.

She was ask'd, If she did not accept of a Mother of Pearl Snuff-Box from him after his tempting her to lie with him? She said, he forced her to accept it.

*Mary Parsons* deposed, That *Anne Bond* came to her the Day she came from the Colonel, and told her, he had Ravished her. and whipped her with a Horse-whip, and charged her with stealing twenty Guineas, and kept her Clothes from her, that she went with her soon after to Demand her Clothes, and that the Colonel ordered the Bitches to be turned out of Doors she said she carried *Anne Bond* to one Mr. *Biss*, and that she told her story to him.

Mr. *Biss* deposed, that *Anne Bond* was brought to him by *Mary Parsons*, and that after telling her Story to him, he helped her to get a Bill of Indictment found, that it was at first drawn for an Assault, with an Intent to

to Ravish her, but that the Grand-Jury on examining her, thought it a Rape and had the Indictment altered accordingly.

The first Witness for the Prisoner was Mr. *Gordon* chief Servant to the Colonel, who deposed, That upon the 10th of *November*, the Day on which she charged the Rape the Colonel got up about Two o'Clock in the Morning, being ill and late in the Parlour; that the Prosecutor got up, and brought his Britches after him, and held them for him to put his Legs in. He in a little time after lay down upon the Bed, and got up again at Six; he dressed and went out about Seven o'Clock & came in about Ten. Then he Missed his Money, and ordered the Witness to fetch up *Anne Bond*, who had lain in the Room with him, to Enquire of her about the Money; that she, instead of coming, when call'd went Backward under a pretence of going to the Necessary-House, and staid for a Moment only; and when she came in, she did not come directly into the Room to her Master, but went into the Bed-Chamber and put something under the Fire-place, and he searched to see what it was, and found it was a little Box, with a Guinea in it. When she came into the Room, the Colonel order'd him to search her, but he found nothing

nothing upon her; that she was very easy all the time she was in her Master's Service, and never made the least Complaint of any ill Usage till after her being charged about taking the Money. He denied that he called her up Stairs to the Colonel about Seven o'Clock in the Morning; he said the Room where she swore the Colonel ravished her is towards the Street, even with the Hall, where all the Servants were in a Morning, and that they never heard any Noise, or crying out; he said she lay in the Truckle-Bed that very Night she came, and every Night after alone, except the two last Nights, when *Margaret White*, lay with her; that she having staid out late on the *Sunday* Night the Colonel called for *Margaret White*, another Servant, and she lay in the Truckle-Bed, as well as *Anne Bond*, that Night, and *Monday* Night, (the Night before the pretended Rape,) he said, she spoke amongst the Servants in the Kitchen, as her Master was a Man of Money, he ought to have his Instrument silver'd for he was not able to please a Woman.

Mr. *Irving*, a Gentleman, who had been to Visit Col. *Charteris*, on a *Sunday*, the latter end of *October*. depos'd, That one of the Colonel's Servants brought in a Letter to the Colonel,

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and told him, a Woman brought it, and waited for an Answer. The Colonel said, it came from a Whore, and he made no Secret of those Matters, and gave him the Letter to read, which he did, and said it was signed *Anne Bond*, and swore to the Letter produc'd; that the Colonel sent for the Woman in, and that *Anne Bond* the prosecutor, was brought in as the Woman that came with the Letter and waited for the Answer. That when *Anne Bond* came in, the Colonel spoke to her as an Acquaintance, and said, *Nanny* How do you do? How long have you been in Town? And enquired after Friends in the Country. That the Colonel desired him to withdraw, and he went out of the Room for some time, and left the Colonel and her together; that when he returned, he found her sitting in the Chair that he had sat in; that Tea was call'd for, but another Gentleman coming in upon a Visit, she was desired by the Colonel to go into the Kitchen to the Servants.

The Letter was read, directed to Colonel *Charteris*; and was in these Words, viz.

Hon. Sir,

**I** Understand you are in Town, if your Honour pleases, I should be glad to wait on you, I came from Cockeram in Lancashire; I came the  
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next Door to Mr. Iones, and should be glad to wait on you; if your Honour pleases to give me that Liberty. pray pardon this Freedom, I am with humble Submission, and the greatest Respect,  
Your Humble Servant,

I wait at your Door  
for an Answer.

Anne Bond.

John Gorley a Servant to the Colonel as Valet de Chambre, deposed, That the Prosecutor, Anne Bond, brought the Letter produced, which was directed to the Colonel, and signed Anne Bond; that Mr. Irving was with his Master when he fetched her into the Room by the Colonel's Orders; that the Colonel said to her when she came in, Nanny, How long have you been in Town? and ask'd after Friends in the Country. That he had talk with her afterwards. and she spoke of knowing several at Cockeram, the Colonel's Town, in Lancashire. That the Colonel gave him Money the Day after she came to redeem her Clothes which she said were pawn'd for her by one Mr. Biss, when she was ill. He said from the time she came, which was the 24th of October, to the 5th of November, when he went for Holland, she lay every Night in the Truckle-Bed in his Master's Room, That she never complain'd of any ill Usage, but on the contrary said her

Master was very kind to her; he had also bought some Linnen for shifts for her by his Master's Order.

*J. Davis* deposed, He came Servant to the Colonel the 4th of *November*, the first Night after he came, he went into the Bed-Chamber, under a pretence of drawing his Master's Curtains after he was in Bed, but it was to see if she was in Bed with him, for he had a mind to lie with her himself; and he saw her in Bed with the Colonel, and he ask'd her the next Morning, if she was not ashamed to go to Bed to her Master? And she answer'd No; for that she had been used to it, He said he saw her in the Truckle-Bed, and also another time in the Bed with his Master.

*Hannab Lipscomb*, House-keeper to the Colonel, deposed, That *Anne Bond*, lay in the Truckle-Bed the very first Night that she came, and after the second Night she saw her in Bed with the Colonel in the Morning, and several other times; that she never made the least Complaint of any ill Usage till the last Day that she was charged with having the Money; that she heard her say among the Servants, her Master's Instrument was worn out, and as he had a great deal of Money, it should be tipp'd with Silver; she confirmed the bringing the

the Letter by *Anne Bond*, and that she saw her when she waited for an Answer.

*Thomas Uaux*, a Sadler, depos'd That one of the Colonel's Horses having broke lose about Five o'Clock in the Morning, the 1<sup>st</sup> of *November*, a Servant came and fetch'd him to bring some Collars for the Horses; He said he went to speak to the Colonel to have his Orders, for that he had struck out some Articles from a former Bill, for not having his Orders about them; that he went to the Bed-Chamber, and spoke to him, and that he saw *Anne Bond* in Bed with him; that she rose out of the Bed, and took her Petticoats in her Hand, and went into the next Room, and made a Curtesy to him as she went by; that the next Morning; when he brought somethings home for the Horses, he had some talk with her & being her Countryman, and familiar with her, he ask'd her about the Colonel's Ability, and she answered, he was quite unable, for his Affair was no better than a Peice of Pudding.

*Thomas Cooper*: a Master of a ship, said he had Buisness with the Colonel, and came one Morning early, and found *Anne Bond* in Bed with him; he said, he belived it to be about the beginning of *October*; but as he had not his Journal with him he could not be positive.

This must be a mistake of the Month, for that she was not in the Colonel's service till the latter End of October.

*Margaret White* depos'd she came to the Colonel the Fryday before the Teusday that *Anne Bond* went away; she said that on the Sunday Night, *Anne Bond* staid out late, and the Colonel was angry, and then he ordered her to lie in the Truckle-Bed, which she did that Night, and Monday Night, with *Anne Bond*; that the Colonel rose early on Teusday Morning, not being well, that *Anne Bond* brought his Britches after him, she heard no crying out that Morning; that they had all drank Tea together, and a Person came to him about Business, and he put his hands in his Pockets, & missed some Money. and said, he had lost twenty Guineas, that this was betwen Eight and Nine o'Clock, and that the Colonel did not go out till after that time. Here she differed from *Mr. Gordon* about the time of the Colonel's going out, but confirmed the Improbability of any Rape that Morning from what she relates.

*Mr. Hamilton*, an Upholder, depos'd, He was employed to put up some Curtains for the Colonel, He said he was the Person that saw him put his Hands in his Pockets, and miss'd his Money; that as he sat on the Couch, he  
took

took the Money out of his Pocket, and dropt Two Shillings on the Couch, which he took up, and gave him, but he said he miss'd twenty Guineas, that this was about Eight or Nine o'Clock the 10th of November.

By way of Reply, There were produced for the Prosecutrix, Mr. and Mrs. *Bee.* and Mr. *Harwood*, who depos'd That *Anne Bond* had lived as a Servant with them, and they gave her the Character of a modest young Woman and behav'd herself as such when in their Service, and they did not believe that she would forswear herself.

After a very short stay (of about a Quarter of an Hour.) the Jury found the Prisoner guilty, **DEATH.**

St. James's, April 10, This Day Mr. Justice Price, Mr. Justice Probyn, and Mr. Baron Thomson, Recorder of the City of London, who sat upon the Tryals of the Criminals at the last Sessions at the *Old Bailey*, attended His Majesty in Council (at which were present his Royal Highness the Prince, the Lord Privy Seal, Lord Steward, Lord Chamberlain, Duke of Bolton, Duke of Rutland, Duke of Argyle, Duke of Montrose, Duke of Ancaster, Earl of West

*Westmorland*, Earl of *Chesterfield*, Earl of *Burlington*, Earl of *Abington*, Earl of *Scarborough*, Earl of *Loudoun*, Earl of *Findlater*, Earl of *Marchmont*, Earl of *Stair*, Earl of *Ilay*, Earl of *Sussex*: Viscount *Townshend*, Viscount *Lansdale*, Viscount *Cobham*, Viscount *Falmouth*, Viscount *Torrington*, Lord *Wilmington*, Mr. Chancellor of the *Exchequer*, Lord Chief Justice *Eyre*, the Lieutenant General of the Ordinance, and *Henry Pelham*, Esq; ) to make Report of the Tryals of such as were capitally Convicted at the said Sessions; and among others, of the Case of Colonel *Francis Charteris* condemned for a Rape committed on the Body of *Anne Bond*: And his Majesty having heard severally the Opinions of the said Judges upon the said Case, who all agreed in their Report, was pleased by the unanimous Advice of his Privy-Council, to Order that the said *Francis Charteris* should be pardoned, and forthwith admitted to Bail.



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